

## REMARKS

The amendments to the claims do not add new matter. In particular, claim 12, which recited the term “altered” transcriptional activity, is supported throughout the specification, including at the Abstract (“The present invention provides methods of reassembling polynucleotides and selecting polynucleotides with **altered** transcriptional regulatory activity.”); emphasis added in bold.

Claim 19, which has been amended to recite that the cleavage may also be “mechanically” is found throughout the specification, including original claim 21.

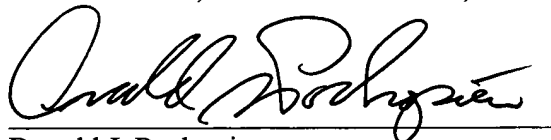
Claim 32, which is amended to also recite that the progenitor polynucleotides comprise plant “or plant viral” transcriptional regulatory polynucleotides, is supported throughout the specification, including original claim 36 (“viral”); and the specification at Example 9 (“ ‘CaMV 35S-like’ promoter (e.g., SEQ ID NO:1)”).

For all these reasons, the amendments to the claims do not add new matter.

Respectfully submitted,

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